

Calendar No. 617

108TH CONGRESS
2D SESSION**S. 2046****[Report No. 108–298]**

To authorize the exchange of certain land in Everglades National Park.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 2, 2004

Mr. GRAHAM of Florida (for himself and Mr. NELSON of Florida) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

JULY 7, 2004

Reported by Mr. DOMENICI, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]**A BILL**

To authorize the exchange of certain land in Everglades
National Park.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. EVERGLADES NATIONAL PARK LAND EX-**
 2 **CHANGE.**

3 Section 102 of the Everglades National Park Protec-
 4 tion and Expansion Act of 1989 (16 U.S.C. 410r-6) is
 5 amended by adding at the end the following:

6 “(h) **LAND EXCHANGE.**—

7 “(1) **DEFINITIONS.**—In this subsection:

8 “(A) **DISTRICT.**—The term ‘District’
 9 means the South Florida Water Management
 10 District.

11 “(B) **FEDERAL LAND.**—The term ‘Federal
 12 land’ means the approximately 1,054 acres of
 13 land located in the Rocky Glades area of the
 14 park and identified on the map as ‘NPS Ex-
 15 change Lands’.

16 “(C) **MAP.**—The term ‘map’ means the
 17 map entitled ‘Boundary Modification for C-111
 18 Project, Everglades National Park’, numbered
 19 160/80,007, and dated April 30, 2002.

20 “(D) **NON-FEDERAL LAND.**—The term
 21 ‘non-Federal land’ means the approximately
 22 1,054 acres of District land located in the
 23 Southern Glades Wildlife and Environmental
 24 Area and identified on the map as ‘South Flor-
 25 ida Water Management District Exchange
 26 Lands’.

1 “(2) **EXCHANGE.**—The Secretary shall convey
2 to the District the fee title to the Federal land in
3 exchange for the fee title to the non-Federal land.

4 “(3) **AVAILABILITY OF MAP.**—The map shall be
5 on file and available for public inspection in the ap-
6 propriate offices of the National Park Service.

7 “(4) **USE OF FEDERAL LAND.**—The Federal
8 land conveyed to the District shall be used by the
9 District compatible with the purposes of the C-111
10 project, including restoration of the Everglades nat-
11 ural system.

12 “(5) **BOUNDARY ADJUSTMENT.**—On completion
13 of the land exchange under paragraph (2), the Sec-
14 retary shall modify the boundary of the park to re-
15 flect the exchange of the Federal land and non-Fed-
16 eral land.”.

17 **SECTION 1. EVERGLADES NATIONAL PARK.**

18 *Section 102 of the Everglades National Park Protec-*
19 *tion and Expansion Act of 1989 (16 U.S.C. 410r–6) is*
20 *amended—*

21 *(1) in subsection (a)—*

22 *(A) by striking “The park boundary” and*
23 *inserting the following:*

24 “(1) **IN GENERAL.**—The park boundary”;

1 (B) by striking “The map” and inserting
2 the following:

3 “(2) *AVAILABILITY OF MAP.—The map*”; and

4 (C) by adding at the end the following:

5 “(3) *ACQUISITION OF ADDITIONAL LAND.—*

6 “(A) *IN GENERAL.—The Secretary may ac-*
7 *quire from 1 or more willing sellers not more*
8 *than 10 acres of land located outside the bound-*
9 *ary of the park and adjacent to or near the East*
10 *Everglades area of the park for the development*
11 *of administrative, housing, maintenance, or*
12 *other park purposes.*

13 “(B) *ADMINISTRATION; APPLICABLE LAW.—*
14 *On acquisition of the land under subparagraph*
15 *(A), the land shall be administered as part of the*
16 *park in accordance with the laws (including reg-*
17 *ulations) applicable to the park.*”; and

18 (2) by adding at the end the following:

19 “(h) *LAND EXCHANGES.—*

20 “(1) *DEFINITIONS.—In this subsection:*

21 “(A) *ADMINISTRATOR.—The term ‘Adminis-*
22 *trator’ means the Administrator of General Serv-*
23 *ices.*

24 “(B) *COUNTY.—The term ‘County’ means*
25 *Miami-Dade County, Florida.*

1 “(C) COUNTY LAND.—The term ‘County
2 land’ means the 2 parcels of land owned by the
3 County totaling approximately 152.93 acres that
4 are designated as ‘Tract 605–01’ and ‘Tract
5 605–03’.

6 “(D) DISTRICT.—The term ‘District’ means
7 the South Florida Water Management District.

8 “(E) DISTRICT LAND.—The term ‘District
9 land’ means the approximately 1,054 acres of
10 District land located in the Southern Glades
11 Wildlife and Environmental Area and identified
12 on the map as ‘South Florida Water Manage-
13 ment District Exchange Lands’.

14 “(F) GENERAL SERVICES ADMINISTRATION
15 LAND.—The term ‘General Services Administra-
16 tion land’ means the approximately 595.28 acres
17 of land designated as ‘Site Alpha’ that is de-
18 clared by the Department of the Navy to be ex-
19 cess land.

20 “(G) MAP.—The term ‘map’ means the map
21 entitled ‘Boundary Modification for C–111
22 Project, Everglades National Park’, numbered
23 160/80,007A, and dated May 18, 2004.

24 “(H) NATIONAL PARK SERVICE LAND.—The
25 term ‘National Park Service land’ means the ap-

proximately 1,054 acres of land located in the Rocky Glades area of the park and identified on the map as ‘NPS Exchange Lands’.

“(2) *EXCHANGE OF GENERAL SERVICES ADMINISTRATION LAND AND COUNTY LAND.*—The Administrator shall convey to the County fee title to the General Services Administration land in exchange for the conveyance by the County to the Secretary of fee title to the County land.

“(3) *EXCHANGE OF NATIONAL PARK SERVICE LAND AND DISTRICT LAND.*—

“(A) *IN GENERAL.*—As soon as practicable after the completion of the exchange under paragraph (2), the Secretary shall convey to the District fee title to the National Park Service land in exchange for fee title to the District land.

“(B) *USE OF NATIONAL PARK SERVICE LAND.*—The National Park Service land conveyed to the District shall be used by the District for the purposes of the C-111 project, including restoration of the Everglades natural system.

“(C) *BOUNDARY ADJUSTMENT.*—On completion of the land exchange under subparagraph (A), the Secretary shall modify the boundary of

1 *the park to reflect the exchange of the National*
2 *Park Service land and the District land.*

3 “(4) *AVAILABILITY OF MAP.*—*The map shall be*
4 *on file and available for public inspection in the ap-*
5 *propriate offices of the National Park Service.”.*

6 **SEC. 2. BIG CYPRESS NATIONAL PRESERVE.**

7 *Subsection (d)(3) of the first section of Public Law 93–*
8 440 (16 U.S.C. 698f) *is amended by striking “The amount*
9 *described in paragraph (1)” and inserting “The amount de-*
10 *scribed in paragraph (2)”.*

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